

PATENT**REMARKS**

The Examiner has rejected claims 1, 3, 5-12, 14, 16-18, 20, 22-30 and 32 under section 103(a) as being unpatentable over Jung (US 6049719) in view of TIA/EIA (ANSI/TIA/EIA-95-B-1999), and objected to claims 4, 15, 21 and 33 as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

In rejecting independent claim 1, the Examiner notes Jung fails to disclose the transmission parameter comprising a frame size, and more particularly setting the frame size to a first value when entering soft handoff and to a second value if leaving soft handoff. Examiner relies on TIA/EIA (page 7-301 to page 7-307) for what Jung fails to disclose in rejecting claim 1, while citing page 7-133, lines 24-32 of TIA/EIA, for support of "setting the frame size to a first value when entering soft handoff and to a second value if leaving soft handoff", as recited in claim 1. Applicants have reviewed the cited portions of TIA/EIA, and do not agree with Examiner, for which TIA/EIA fails to disclose "if the mobile station is directed to enter soft handoff, the frame size is set to a first size and wherein if the mobile station is directed to leave soft handoff, the frame size is set to a second size."

TIA/EIA at page 7-133, lines 24-32 discloses the possibility of revising a set of system parameters related to handoff, for which the set of parameters does not include a transmission parameter related to "frame size". The set of parameters, either partially or completely, are described in TIA/EIA page 7-301 to page 7-307. These parameters are generally related to the inter-working of a handoff process, and do not include a transmission parameter related to "frame size". Without repeating what is available from the TIA/EIA document, Applicants would invite the Examiner to review the definition of each parameter as outlined on pages 7-301 to 7-307. There is no disclosure or suggestion that "if the mobile station is directed to enter soft handoff, the frame size is set to a first size and wherein if the mobile station is directed to leave soft handoff, the frame size is set to a second size."

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Therefore, TIA/EIA document as cited by the Examiner does not provide support for "if the mobile station is directed to enter soft handoff, the frame size is set to a first size and wherein if the mobile station is directed to leave soft handoff, the frame size is set to a second size."

All other independent claims have in essence the limitation of "if the mobile station is directed to enter soft handoff, the frame size is set to a first size and wherein if the mobile station is directed to leave soft handoff, the frame size is set to a second size." Therefore, all independent claims are allowable for the same reason, and as such all other dependent claims are also allowable.

As such, the Applicant request allowance of the application with the amended claims.

REQUEST FOR ALLOWANCE

In view of the foregoing, Applicant submits that all pending claims in the application are patentable. Accordingly, reconsideration and allowance of this application are earnestly solicited. Should any issues remain unresolved, the Examiner is encouraged to telephone the undersigned at the number provided below.

Respectfully submitted,

Dated: November 30, 2005

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